

03 MAY 16 PM 2:09

After Recording Return to:

LYLE J. SMITH

2650 Aurora Dr.

Klamath Falls, OR 97603

Until a change is requested all tax statements

Shall be sent to the following address:

LYLE J. SMITH

Same as above

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State of Oregon, County of Klamath

Recorded 05/16/2003 2:09 p m.

Vol M03 Pg 33210-1

Linda Smith, County Clerk

Fee \$ 26.00 # of Pgs 2

**WARRANTY DEED**  
(INDIVIDUAL)

GLEND A TOMASELLI TRUSTEE OF THE TOMASELLI 1992 FAMILY TRUST, BYPASS TRUST, herein called Grantor, convey(s) to LYLE J. SMITH, herein call Grantee all that real property situated in the County of KLAMATH, State of Oregon, described as:

See Exhibit A attached hereto and made a part hereof.

and covenant(s) that grantor is the owner of the above described property free of all encumbrances except covenants, conditions, restrictions, reservations, rights, rights of way and easements of record, if any, and apparent upon the land, contracts and/or liens for irrigation and/or drainage

and will warrant and defend the same against all persons who may lawfully claim the same, except as shown above.

The true and actual consideration for this transfer is **\$260,000.00.**  
(here comply with the requirements of ORS 93.930)

THIS INSTRUMENT WILL NOT ALLOW USE OF THE PROPERTY DESCRIBED IN THIS INSTRUMENT IN VIOLATION OF APPLICABLE LAND USE LAWS AND REGULATIONS. BEFORE SIGNING OR ACCEPTING THIS INSTRUMENT, THE PERSON ACQUIRING FEE TITLE TO THE PROPERTY SHOULD CHECK WITH THE APPROPRIATE CITY OR COUNTY PLANNING DEPARTMENT TO VERIFY APPROVED USES AND TO DETERMINE ANY LIMITS ON LAWSUITS AGAINST FARMING OR FOREST PRACTICES AS DEFINED IN ORS 30.930.

Dated May 7, 2003.

TOMASELLI 1992 FAMILY TRUST, BYPASS TRUST

Glenda Tomaselli, trustee  
GLEND A TOMASELLI, TRUSTEE

STATE OF OREGON, County of Klamath

On May 7th, 2003 personally appeared the above named GLEND A TOMASELLI TRUSTEE as Trustee of the Tomaselli 1992 Family Trust/Bypass Trust and acknowledged the foregoing instrument to be her voluntary act and deed.

This document is filed at the request of:



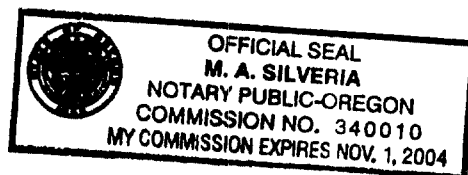
525 Main Street  
Klamath Falls, OR 97601  
Order No.: 00056886

Before me: M. A. Silveria

Notary Public for Oregon

My commission expires: 11-01-04

Official Seal



26A

Tracts 2, 3 and 4, LANDIS PARK, according to the official plat thereof on file in the office of the Clerk of Klamath County, Oregon.

EXCEPTING THEREFROM the Easterly 144 feet of Tract 4 as described in that certain deed from Clinton Landis, a single man to Earle William Tichenor and Isabell Jean Tichenor, husband and wife, dated November 5, 1941 and recorded November 6, 1941 in Book 142 at Page 313, Deed Records of Klamath County, Oregon.

ALSO EXCEPTING THEREFROM the Easterly 144 feet of Tract 3 as described in that certain deed from Carolyn F. Peacore to Sterling W. Hancock, et ux, dated September 12, 1980 and recorded September 15, 1980 in Volume M-80 at Page 17483, Microfilm Records of Klamath County, Oregon.

ALSO EXCEPTING THEREFROM the Easterly 144 feet of Tract 2.

ALSO KNOWN AS PARCEL 2 OF MINOR PARTITION 79-100.

